

Staff Report: PHO-1-25--Z-14-16-8

**APPLICATION #**: PHO-1-25--Z-14-16-8

**LOCATION:** Northeast corner of 59th Avenue and Baseline Road

**EXISTING ZONING:** C-1

ACREAGE: 3.94

**REQUEST:** Request to modify Stipulation 1 regarding general

conformance with the site plan and elevations date stamped

June 21, 2016.

**APPLICANT**: Erik Baker, Chick-fil-A

**OWNER:** Walter Brown Jr., 59th & Baseline Holdings LLC

**REPRESENTATIVE:** David Openshaw, 4G Development & Consulting, Inc.

### STAFF RECOMMENDATION

Approval with a modification and additional stipulations, per the Planning Hearing Officer.

### PLANNING HEARING OFFICER RECOMMENDATION

On May 21, 2025, the Planning Hearing Officer recommended approval with a modification and additional stipulations.

# VILLAGE PLANNING COMMITTEE RECOMMENDATION

The Laveen Village Planning Committee (VPC) heard this request on May 12, 2025 and recommended approval, by a vote of 10-3.

#### **BACKGROUND/ANALYSIS**

The subject site consists of 3.94 gross acres located at the northeast corner of 59th Avenue and Baseline Road and is zoned C-1 (Neighborhood Retail). The site is a part of a larger area that was rezoned to C-1 as part of Rezoning Case No. Z-14-16-8. The applicant requested a modification to Stipulation 1 regarding general conformance with the site plan and elevations date stamped June 21, 2016.

The applicant presented a conceptual site plan (Exhibit H) and conceptual elevations (Exhibit I) at the May 21, 2025 Planning Hearing Officer (PHO) hearing to support their request to modify Stipulation 1.

The appellant argues that Stipulation 13 of Rezoning Case No. Z-14-16-8, regarding the Laveen VPC's review of a landscape plan, lighting plan and sign package, was not met as the applicant did not present any of these plans at the VPC meeting (Exhibit A).

# **PREVIOUS HISTORY**

On October 5, 2016, the Phoenix City Council approved Rezoning Case No. Z-14-16-8, a request to rezone approximately 12.52 acres located at the northeast corner of the 59th Avenue alignment and Baseline Road from GC (Golf Course) to C-1 (Neighborhood Retail) (Exhibit E). The proposed development was intended for commercial development including a bank, retail, restaurant and church.

The original site was formally a driving range for the Southern Ridge Golf Club. The proposed site plan depicted a two-phase development, containing a 20,000 square foot church on the eastern portion, retail on the western portion, and a school and administrative offices on the northern portion. Access would be provided via three driveways on Baseline Road and one along 59th Avenue. The proposed development contained generous landscape setbacks, decorative paving and delineated pedestrian crossings. Stipulations requiring general conformance to the site plan, enhanced pedestrian walkways, and decorative paving were included in the original case to ensure a quality development (Exhibit K).

The original elevations included a variety of colors, textures, and materials that provided a consistent design theme for the site. They also included varied natural materials, decorative fencing, and rooflines. A stipulation requiring general conformance to the elevations was in the original case to provide consistency and integrate elements of the area's character (Exhibit L).

#### **NEIGHBORHOOD CONCERNS**

### **Public Correspondence**

One letter of correspondence was received, indicating that the Laveen VPC requested a minimum 25 percent of uncovered employee and customer service parking lots be

Staff Report-PHO-1-25--Z-14-16-8 August 7, 2025 Planning Commission Page 3 of 9

shaded by structures and/or minimum 2-inch caliper trees. The letter also states the applicant cannot meet that request (Exhibit M).

# **GENERAL PLAN LAND USE MAP DESIGNATION**

Parks/Open Space-Private

# **CHARACTER OF SURROUNDING LAND USE**

	Zoning	Land Use
On-site:	C-1	Vacant land
North:	C-1, PUD	Vacant land, Golf Course, Single-Family Residential
East:	C-1	Vacant land
South (Across Baseline Road):	S-1 (Approved C-2)	Retail, Restaurant, Auto Service Station, Office
West (Across 59th Avenue):	PUD	Retail, Restaurant, Gym

# PLANNING HEARING OFFICER FINDINGS

1) The request to modify Stipulation 1 regarding general conformance to a site plan and elevations is recommended for approval with a modification to provide more standard conformance language. The stipulated site plan depicted a commercial project comprising an approximately 4,000 square foot drive-through bank. The request to modify Stipulation 1 regarding general conformance to a site plan and elevations is recommended for approval with a modification to provide more standard conformance language.

The stipulated site plan depicted a commercial project comprising an approximately 4,000 square foot drive-through bank, an approximately 2,000 square foot drive-through restaurant, and an approximately 12,500 square foot retail and restaurant building. This project did not develop, and the property remains vacant.

The proposed conceptual site plan depicts a 4,852 square foot free standing restaurant with a double wide drive-thru, 2 drive-thru canopies, and a trash enclosure separated from the building.

The stipulated conceptual elevations depict the commercial buildings with a maximum height of 30 feet for the tallest building. Architectural features and detailing include color CMU blocks with a brick look, rusted steel trellis, raw

formed concrete and stucco. The buildings also feature undulating roof lines and with rusted steel panels and walls.

The conceptual elevations depict two story units with a maximum height of 27 feet, 10 inches (top of roof). Architectural features and detailing include brick veneers, metal awnings, mansard tile roofs, shade canopies, patios, pop outs, and varied rooflines. The proposal is compatible with the land use pattern in the surrounding area.

It should be noted; the site plan does not detail conformance with the zoning stipulations from the case. For example, the ROW dedication shown is 33 feet instead of the 55 feet that is stipulated. In addition, the applicant will be required to adhere to Stipulation 2 regarding landscape setbacks and will be required to be shown on the landscape plan.

2) The site is identified as archaeologically sensitive and three additional stipulations are recommended to be included to address requirements for archaeological survey and testing.

# PLANNING HEARING OFFICER RECOMMENDED STIPULATIONS

1.	The development shall be in general conformance with the site plan and elevations date stamped MARCH 5, 2025 June 21, 2016, except as modified by the following stipulations and as approved by the Planning and Development Department.
2.	A minimum 50-foot landscape setback shall be provided along the southern property line for the eastern 700 feet of the property and a minimum 35-foot landscape setback shall be provided along the southern property line for the western 287 feet of the property, as approved by the Planning and Development Department. The setback area shall be developed as shown in the Baseline Road Scenic Drive cross section.
3.	The developer shall construct a 10-foot multi-use trail within a 30-foot multi-use trail easement that shall be dedicated along the north side of Baseline Road for the length of the project, as approved by the Planning and Development Department.
4.	The development shall provide pedestrian pathways between buildings or pads. The pedestrian pathways shall be shaded either by trees or shade structures, as approved by the Planning and Development Department.
5.	Entrances to the site and pedestrian path crossings shall be constructed with decorative pavers, stamped or colored concrete, or another material

	other than those used to pave the parking surfaces and drive aisles, as approved by the Planning and Development Department.			
6.	Drive-through queuing lanes shall be screened from view of arterial streets through the incorporation of a landscaped berm, screen wall or combination of a wall and berm at least four feet in height, as approved by the Planning and Development Department.			
7.	The development shall utilize view fencing or no fencing along the northern and eastern property lines, as approved by the Planning and Development Department.			
	Dialet of constant lines of foot at all the stanting of football to the stanting of the stanti			
8.	Right-of-way totaling 55 feet shall be dedicated for the east half of 59th Avenue, as approved by the Planning and Development Department.			
9.	A 25-foot by 25-foot right-of-way triangle shall be dedicated at the northeast corner of 59th Avenue and Baseline Road, as approved by the Planning and Development Department.			
4.5				
10.	The property owner shall construct all streets adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, landscaping and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.			
11.	The developer shall submit paving plans for all arterial streets within and adjacent to the development to the Street Transportation Department for review.			
12.	The developer shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to Mr. Alan Hilty, (602) 262-6193, with the Street Transportation Department. This form is required by the EPA for air quality standards.			
13.	The developer shall present the following plans to the Laveen Village Planning Committee prior to preliminary site plan approval through the Planning and Development Department.			
	a. Detailed building elevations			
	b. Detailed landscape plans			
	c. Detailed lighting plans			
	d. Detailed sign package			

14.	IF DETERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY OFFICE, THE APPLICANT SHALL CONDUCT PHASE I DATA TESTING AND SUBMIT AN ARCHAEOLOGICAL SURVEY REPORT OF THE DEVELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY ARCHAEOLOGIST PRIOR TO CLEARING AND GRUBBING, LANDSCAPE SALVAGE, AND/OR GRADING APPROVAL.		
15.	IF PHASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF THE RESULTS FROM THE PHASE I DATA TESTING, THE CITY ARCHAEOLOGIST, IN CONSULTATION WITH A QUALIFIED ARCHAEOLOGIST, DETERMINES SUCH DATA RECOVERY EXCAVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT PHASE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS.		
16.	IN THE EVENT ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE DEVELOPER SHALL IMMEDIATELY CEASE ALL GROUND-DISTURBING ACTIVITIES WITHIN A 33-FOOT RADIUS OF THE DISCOVERY, NOTIFY THE CITY ARCHAEOLOGIST, AND ALLOW TIME FOR THE ARCHAEOLOGY OFFICE TO PROPERLY ASSESS THE MATERIALS.		
17. <del>14.</del>			
	a. All property owners within a 1 ,000 feet radius of the subject site		
	b. TOM METZGER, 5626 W. CARSON ROAD, LAVEEN, AZ 85339		
	c. JOHN & SELMA POE, 4335 W. BURGESS LANE, LAVEEN, AZ 85339		
	d. DON LAY, 7014 S. 57TH AVENUE, LAVEEN, AZ 85339		
	e. DARIN REEZER, 7201 S. 58TH AVENUE LAVEEN, AZ 85339		
	f. DAVID PAWLOWSKI, 7031 S. 58TH AVENUE, LAVEEN, AZ 85339		
	g. PHIL BISCHOFF, 4701 W. VALENCIA DRIVE, LAVEEN, AZ 85339		
	h. JONATHAN FAVORITE, 8010 S. 54TH LANE, LAVEEN, AZ 85339		

i.	PATRICK & CRYSTAL MARVIN, 4823 W. GWEN STREET, LAVEEN, AZ 85339
j.	MICHELLE RUTKOWSKI, 7650 E. WILLIAMS DRIVE, SCOTTSDALE, AZ 85255
k.	JULIE GUNN, 1809 W. MOODY TRAIL, PHOENIX, AZ 85041
1.	JEFF GUNN, 1809 W. MOODY TRAIL, PHOENIX, AZ 85041
m	MARTYN WHITE, 10032 N. 38TH STREET, PHOENIX, AZ 85028
n	VERONICA MONTENIERI, 4314 W. MONTE WAY, LAVEEN, AZ 85339
0	P. MONTENIERI, 4314 W. MONTE WAY, LAVEEN, AZ 85339
р	JENNIFER ROUSE, 4821 W. ELLIS STREET, LAVEEN, AZ 85339
q	KARLA ZIDOW, 5204 W. DESERT DRIVE, LAVEEN, AZ 85339
r.	DIANA KUDES, 5210 W. PEDRO LANE, LAVEEN, AZ 85339
S.	GARY KUDES, 5210 W. PEDRO LANE, LAVEEN, AZ 85339
t.	DESIREE HOOGERHUIS, 3217 W. MELODY DRIVE, LAVEEN, AZ 85339
u	JASON PALTZER, 6622 S. 50TH AVENUE, LAVEEN, AZ 85339
V.	JEFF & KAREN KEELOR, 7236 S. 57TH AVENUE, LAVEEN, AZ 85339
W	DAPHNE HERRING, 5506 W. GLASS LANE, LAVEEN, AZ 85339
X.	DONNA SNOW, 6806 W. DESERT LANE, LAVEEN, AZ 85339
у.	JODA SCHAUMBERG, 7205 S. 58TH AVENUE, LAVEEN, AZ 85339
Z.	FELICIA CORBETT, 4811 W. GWEN STREET, LAVEEN, AZ 85339

	aa.	BEN GRAFF, WITHEY MORRIS PLC, 2525 E. ARIZONA BILTMORE CIRCLE, PHOENIX, AZ 85016
	bb.	RICHARD FLOR, 2022 W. ASTER DRIVE, PHOENIX, AZ 85029
	CC.	SANDRA GUERRERO, 3247 W. BASELINE ROAD, LAVEEN, AZ 85339
	dd.	RALPH PADILLA, 5813 W. ARDMORE ROAD, LAVEEN, AZ 85339
	ee.	LORI GONZALES, 5740 W. HIDALGO AVENUE, LAVEEN, AZ 85339
	ff.	GARY JORGENSEN, 5527 W. CARSON ROAD, LAVEEN, AZ 85339
	gg.	WENDY ENSMINGER, 6806 S. 55TH LANE, LAVEEN, AZ 85339
	hh.	KURT GRONLUND, 6834 S. 58TH AVENUE, LAVEEN, AZ 85339
	ii.	BRIAN SMITH, 56222 W. CARSON ROAD, LAVEEN, AZ 85339
	jj.	MATT CHRISTOPHER, 7019 S. 55TH LANE, LAVEEN, AZ 85339
	kk.	DON MEDLING, 5529 W. DARREL ROAD, LAVEEN, AZ 85339
	II.	AL MARTINEZ, 7011 S. 58TH AVENUE, LAVEEN, AZ 85339
	mm.	PHIL HERTEL, 2845 W. BROADWAY ROAD, PHOENIX, AZ 85041
	nn.	JON KIMOTO, 3216 W. ANSEL ROAD LAVEEN, AZ 85339
	00.	JOHN MOCKUS, 4807 W. SAMANTHA WAY, PHOENIX, AZ 85339
18. <del>15.</del>	All ce	ellular communication facilities shall be building mounted or internal to ross.
19. <del>16.</del>	on ce north	developer shall provide minimum 3-inch caliper trees, placed 20-feet enter or in equivalent groupings, within the eastern 560 feet of the ern landscape setback, as approved by the Planning and elopment Department.
20.		to preliminary site plan approval, the landowner shall execute a
<del>17.</del>	Liob	osition 207 waiver of claims in a form approved by the City Attorney's

	Office. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.
21.	The Development shall not include any underground fuel storage tanks,
<del>18.</del>	as approved by the Planning and Development Department.

# **Exhibits:**

- A- Appeal Documents (6 pages)
- B- Applicant's Narrative for PHO-1-25--Z-14-16-8 (2 pages)
- C- Aerial Map
- D- Zoning Map
- E- Approval Letter and Ordinance G-6223 for Z-14-16-8 (10 pages)
- F- PHO Summary for PHO-1-25--Z-14-16-8 from May 21, 2025 (8 pages)
- G- VPC Summary for PHO-1-25--Z-14-16-8 from May 12, 2025 (4 pages)
- H- Conceptual Site Plan, date stamped March 5, 2025
- I- Conceptual Elevations, date stamped March 5, 2025
- J- Conceptual Landscape Plan, date stamped March 20, 2025 (8 pages)
- K- Stipulated Site Plan for Z-14-16-8, date stamped June 21, 2016 (2 pages)
- L- Stipulated Elevations for Z-14-16-8, date stamped June 21, 2016 (2 pages)
- M- Correspondence letter for PHO-1-25--Z-14-16-8 (1 page)

# **EXHIBIT A**

# PLANNING HEARING OFFICER APPEAL

I HEREBY REQUEST THAT THE PLANNING COMMISSION/CITY COUNCIL HOLD A PUBLIC HEARING ON:

CASE NUMBER:	PHO-1-25Z-14-16-8		
LOCATION:	Northeast corner of 59th Avenue and Baseline Road		
PHO HEARING DATE:	May 21, 2025	RECEIVED:	May 23, 2025
APPEALED BY:		Applicant	
APPEALED TO:	PLANNING	August 7, 2025	
	COMMISSION	TENTATIVE DATE	
	CITY COUNCIL	September 3, 2	025
	CITY COUNCIL	TENTATIVE DATE	
APPELLANT NAME AND ADDRESS/EMAIL:		PHONE:	
Jon S. Kimoto on behalf of Laveen Citizens for Responsible Development (LRCD) 3216 West Ansell Road Laveen, AZ 85339 thelcrd@gmail.com		602-237-3138	
DECEIDT MILIMPED.	NI/A		

**RECEIPT NUMBER:** | N/A **REASON FOR REQUEST:** 

Review and comment of Stipulation 13 of the rezoning case # Z-14-16-8 regarding review and comment of building elevations, landscape plan, lighting plans, and sign package, were not presented to the Laveen Village Planning Committee. A use permit may be required for drive-thru lanes on the corner.

(See additional memo from Jon Kimoto and Phil Hertel to the Planning Hearing Officer, on May 14, 2025.)

TAKEN BY: Dom Amodio

Joshua Bednarek Tricia Gomes Racelle Escolar Adam Stranieri Byron Easton

PHO Planner Asst – Teresa Garcia

PC Planner Asst – Camryn Thompson PHO Secretary - Ruth Somoza PC Secretary - Vikki Cipolla-Murillo GIS Team Raquel Moreno - Posting



# CITY OF PHOENIX

MAY 2 3 2025

PLANNING & DEVELOPMENT DEPARTMENT

Planning & Development Department

The PLANNING HEARING OFFICER agenda for *May 21, 2025* is attached.

The City Council May Ratify the Recommendation of the Planning Hearing Officer on July 2, 2025 Without Further Hearing Unless:

A REQUEST FOR A HEARING BY THE PLANNING COMMISSION is filed by 5:00 p.m. on May 28, 2025. (There is a \$630.00 fee for hearings requested by the applicant.)

Any member of the public may, within seven (7) days after the Planning Hearing Officer's action, request a hearing by the Planning Commission on any application. If you wish to request a hearing, fill out and sign the form below and return it to the Planning and Development Department by 5:00 p.m. May 28, 2025.

# APPEAL FORM

I HEREBY REQUEST THAT THE PLANNING COMMISSION HOLD A PUBLIC HEARING ON:

	PHO-1-25 APPLICATION NO.		6-8 59th Av	DOCATION OF APPLICATION PROPERTY COPPEY.
of	LAVEEN CIT NAME (PLEASE PRINT	TIZENS for R	ESPONSIBLE DEV	DOPPOSITION DAPPLICANT (P.O.BOX 194 Lavern AZ 85339)
	32 16 W STREET ADDRESS:	. ANSEL	LRD.	the lerd @ g-mail, com
	LAVEE!	V, AZ 8	35339	602 2373138 TELEPHONE NO
	BY MY SIGNAT	URE BELOW, I	ACKNOWLEDGE THE SCH	HEDULED HEARING DATE AS FOLLOWS:
	APPEALED F	ROM <u>May 21,</u>	2025 PHO HEARING TO	August 7, 2025 PC HEARING
	SIGNATURE:	Tins	Kelliofo	DATE: 24 May, 2025
	REASON FOR AF	PEAL: Revi	ew and Comi	ment of Stipulation
				4-16-18 regarding review
				tions, landscape plan,
	lighting	plans &	i sign packa	ge were not presented to LVPG
	APPEALS MUST BE	PMT MAG E FILED IN PERSON A	THE 2ND FLOOR ZONING COUNTE	For drive thru lanes on the Cornell ER, 200 W. WASHINGTON STREET, 602-262-7131, Option 6
				PLANNER TAKING APPEAL:
	Conjes to:	Case File	PHO Planner - Teresa Garci	ia PHO Secretary - Ruth Somoza

To: Planning Hearing Officer
City of Phoenix Planning & Development Dept 200 W. Washington, 2nd Floor
200 W. Washington, 2nd Floor
Phoenix, AZ 85003
·
From: Jon Kimoto & Phill Hertel
Case No: PHO-1-25 Z-14-16-8  Baseline & 59th Ave, NEC  (Chick-fil.A)
Baseline & 59th Ave. NEC
(Chiek-fil.A)
Laveen has long awaited the development of this "gateway" corner located at the northeast corner
"agteway" corner located at the northeast corner
Af 59th Ave. and Baseline Rd. In context. this
corner is a significant visual entry point similar
corner is a significant visual entry point similar to other gateways at 51st Ave & Southern and
35th Ave. & Southern Where special auxlilu
thematic design features were installed.
· · · · · · · · · · · · · · · · · · ·
We are generally supportive of the applicants
request to modify stipulation number one regarding
general conformance to the site plan and elevations
dated 21 June, 2016, A number of issues remain
since only the site plan and generic building
elevations were presented at the 12 May, 2025
Laveen Village Planning Committee meeting. No
landscape plan, lighting plan or sign package were
presented for review and comment to address
Stipulation 13 of Rezoning Case No. Z-14-16-8.
To enhance the "gateway" visual appearance of this corner, the following recommendations are
This corner, the tollowing recommendations are
suggested:
1, SITE PLAN
o Provide a 4'to 5' high decorative masonry
screen wall around the corner of 59 thave
& Baseline Rd to fully conceal the doubk.
drive through lanes.
o 4' high minimum landscaped mound or berm
should be added in conjunction with proposed
screen wall along the perimeter arterials.

2. B	UILDING ELEVATIONS
0	This 'pad" building is being phased in prior
	to the major buildings on site. Design
	features should reflect Loween's rural
•	character, including hip, gable shed,
	etc. roof and accent forms, Dominant
	parapet walls should be minimized.
	Reduce mass of white stucco walls by
	increasing height of wainscot base and
	by widering the corbel band on parapet
	to be equal to or greater than the top
	banding on other building elements
	Add horizontal shiplap or horizontal
	board & batten texture pattern.
	Screen all windows and door overhang shade elements.
	Provide integral scuppers & downspouts
	drained to planter and landscape areas
	adjacent to building.
	All roof, wall mounted and ground
	mechanical and exhaust equipment.
	should be fully screened on all four sides
	and integral with building color, material
	texture and form.
3. L	ANDSCAPE
0	"Gateway" corner character should include
	distinctive unified landscaping with
•	ment: thematic side works and public art.
•	
0	Retention basin should be fully landscaped
	with trees, shrubs and ground cover
	Curbed tree diamonds and half diamonds
	should be provided in the parking areas every fifth stall.
1 5	@ every fitth stall.
4. 5	1GNS
	Signs should be designed to be attractive, low profile and consistent with Laveen's
	18W Protie and Consistent with Laveeris
	Ground mounted monument signs should not
<u></u>	exceed 6' bigh on 11 so feed in face ama mount-
	exceed 6' high or 16 sq feet in face area, mount-
	ed on a solid masonry base. Material, color and form should match the
	primary building design.
<u></u>	printing poor wing
	1

14 May, 2025 Page 3 of 3 PHO-1-25-Z.14-16-8

5. LIGHTING
5 All wall mounted and free-standing
fixtures should be "full-cutoff tupe
to eliminate direct visibility of light
Source.
· Parking bot lights should be located
outside tree planter islands where
mature trees obscure lighting on the
ground plane.
Jobo To Flatto
Should these recommendations be included as
part of the building, lundscape plan, signage
and lighting clause the project and acome
and lighting plans, this project and corner
will be an attractive asset for the applicant,
Loween community and the City of Phoenix
Since no landscape plan, signage or lighting plans
were presented to the 12 may, 2025 Laveen.
Village Planning Committee meeting for review
and comment, please return this case back to
Laveen Village.
Jon Kimoto f - Phil Hertel
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The second
3216 W. Ansell Rd 2845 W Broadway Rd
Lowery, AZ 85339 Phoenix, AZ 85041 602 237-3138 602 276-3200
602 237-3138 602 276-3200
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# **City of Phoenix**

PLANNING & DEVELOPMENT DEPARTMENT

#### APPLICATION FOR PLANNING HEARING OFFICER ACTION APPLICATION NO: APZ-20-25 PHO-1-25--Z-14-16-8

Appeal Hearing: Planning Commission August 7, 2025 6:00pm

#### **Contact Information**

Name	Relationship Type	Address	Phone	Fax	Email
Jon Kimoto	Appellant	3216 West Ansell	6022373138		thelcrd@gmail.com

Property Location: Northeast corner of 59th Avenue and Baseline Road

An applicant may receive a clarification from the city of its interpretation or application of a statute, ordinance, code or authorized substantive policy statement. To request clarification or to obtain further information on the application process and applicable review time frames, please call 602-262-7131 (option 6), email zoning@phoenix.gov or visit our website at <a href="https://www.phoenix.gov/pdd/licensing-time-frames">https://www.phoenix.gov/pdd/licensing-time-frames</a>

A Filing Fee had been paid to the City Treasurer to cover the cost of processing this application. The fee will be retained to cover the cost whether or not the request is granted

I declare that all information submitted is true and correct to the best of my knowledge and belief. I acknowledge that any error in my application may be cause for changing its/normal scheduling.

DATE: 24 1/24, 2025

Signature:

# **EXHIBIT B**



#### Development & Consulting, Inc

March 28, 2025

Project Name: Chick-fil-A #06059 Baseline Rd & 59th Ave

Project Address: NEC of Baseline Rd & 59th Ave., Phoenix, AZ 85339

Planning Hearing Office Written Request:

**PHO Contacts**: Byron Easton <a href="mailto:byron.easton@phoenix.gov">byron.easton@phoenix.gov</a> | Teresa Garcia <a href="mailto:Teresa.garcia@phoenix.gov">Teresa.garcia@phoenix.gov</a>

#### Summary:

Chick-fil-A (Applicant) proposes to lease approximately 2.378 Acres of undeveloped land located at the North East corner of Baseline Rd and 59<sup>th</sup> Ave to construct a 4,852 sf free standing restaurant with a double wide drive-thru, 2 drive-thru canopies, and a trash enclosure separated from the building. There will be interior dining with 74 seats provided as well as outdoor dining with 16 seats. The site will have ample parking for both customers and employees with 73 parking stalls provided.

#### **Background & Additional Information:**

On 10/12/2016, an ordinance (G-6223) (Zoning Case Z-14-16-8) was approved, which amended the zoning district map adopted pursuant to section 601 of the city of Phoenix ordinance, changing the zoning district classification for this parcel from G-C (Golf Course) to C-1 (Neighborhood Retail) and approved site plan and elevations dated 06/16/2016. The approved site plan contemplated 3 buildings on the parcel: an approximately 400 sf bank building with drive-thru service, and two (2) retail store buildings, 7650 sf and 6650 sf respectively.

The present development proposal would modify the previously approved site plan by replacing the bank and retail buildings with a single free-standing restaurant with a drive-through. Also, the proposed restaurant building would incorporate Chick-fil-A's corporate branding elements with the previously approved building designs.

See attached proposed site plan and building elevations, dated February 17, 2025 and November 13, 2024, respectively.

Discretionary approvals anticipated for this proposal will include a Re-plat to create a separate parcel for the Chick-fil-A tenant.

#### **Original Stipulation 1:**

(ZONING CASE Z-14-16) Stipulation 1: The development shall be in general conformance with the site plan and elevations date stamped June 21, 2016, except as modified by the following stipulations and as approved by P&D Dept.



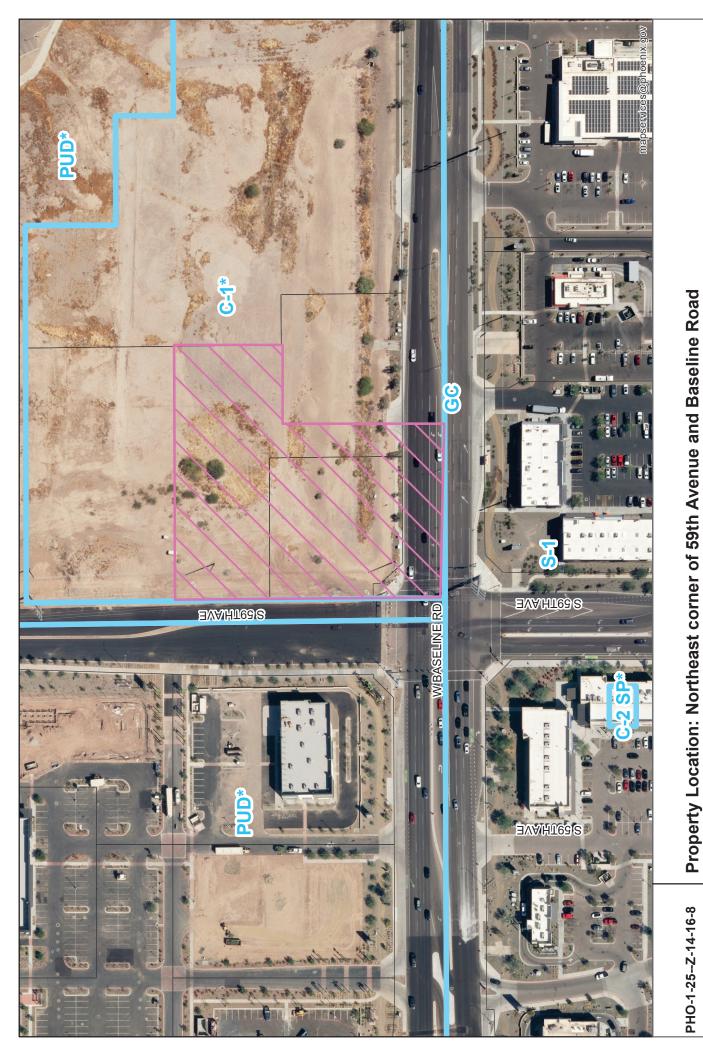
### Development & Consulting, Inc

### Request:

We are requesting a modification to Stipulation 1 of Ordinance G-6223, Zoning Case Z-14-16, as follows:

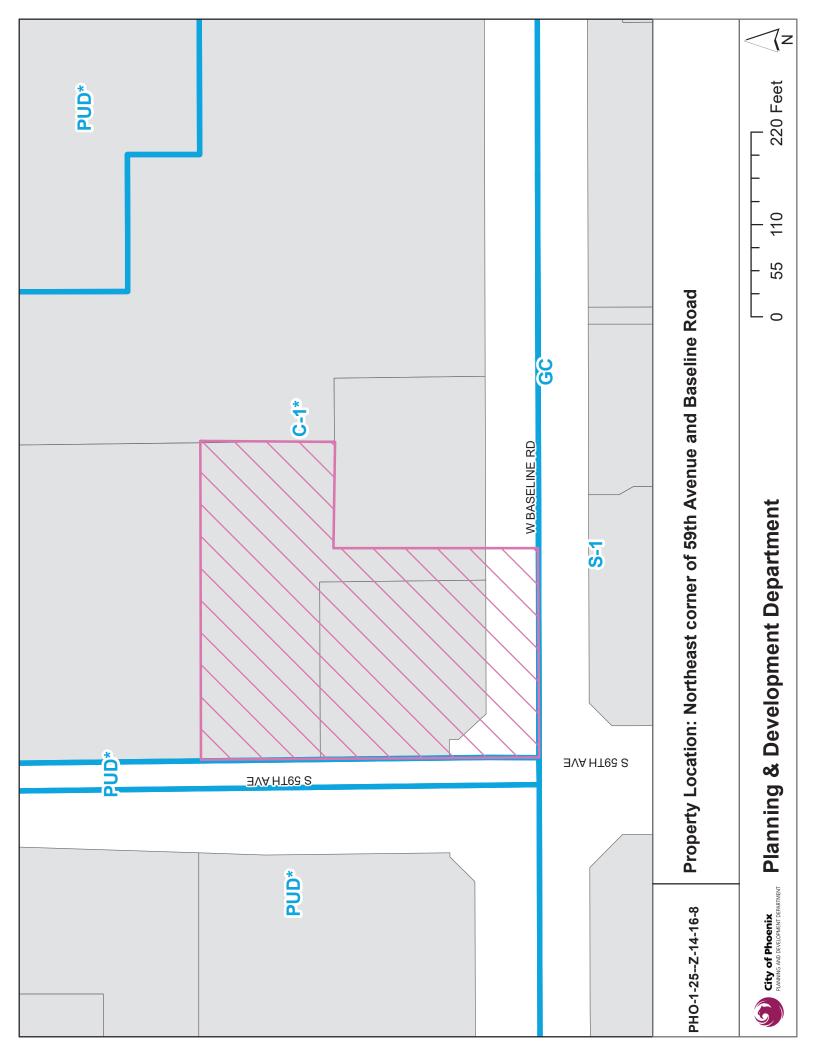
The development shall be in general conformance with the site plan date stamped February 17, 2025 and elevations date stamped November 13, 2024 June 21, 2016, except as modified by the following stipulations and as approved by P&D Dept.

# **EXHIBIT C**



Planning & Development Department

# **EXHIBIT D**



# **EXHIBIT E**

Offical Records of Maricopa County Recorder
HELEN PURCELL
20160749476 10/12/2016 03:37
ELECTRONIC RECORDING
6223G-10-1-1-

## ORDINANCE G-6223

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (CASE Z-14-16-8) FROM G-C (GOLF COURSE) TO C-1 (NEIGHBORHOOD RETAIL) WITH ALL UNDERLYING USES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of an approximately 12.52 acres property located at the northeast corner of the 59th Avenue alignment and Baseline Road in a portion of Section 32, Township 1 North, Range 2 East, as described more specifically in Attachment "A," is hereby changed from "GC" (Golf Course) to "C-1 (Neighborhood Retail).

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Attachment "B."

SECTION 3. Due to the site's specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of

# Phoenix Zoning Ordinance:

#### Mod

- The development shall be in general conformance with the site plan and elevations date stamped June 21, 2016, except as modified by the following stipulations and as approved by the Planning and Development Department.
- A minimum 50-foot landscape setback shall be provided along the southern property line for the eastern 700 feet of the property and a minimum 35-foot landscape setback shall be provided along the southern property line for the western 287 feet of the property, as approved by the Planning and Development Department. The setback area shall be developed as shown in the Baseline Road Scenic Drive cross section.
- The developer shall construct a 10-foot multi-use trail within a 30-foot multi-use trail easement that shall be dedicated along the north side of Baseline Road for the length of the project, as approved by the Planning and Development Department.
- The development shall provide pedestrian pathways between buildings or pads.
   The pedestrian pathways shall be shaded either by trees or shade structures, as approved by the Planning and Development Department.
- Entrances to the site and pedestrian path crossings shall be constructed with decorative pavers, stamped or colored concrete, or another material other than those used to pave the parking surfaces and drive aisles, as approved by the Planning and Development Department.
- Drive-through queuing lanes shall be screened from view of arterial streets through the incorporation of a landscaped berm, screen wall or combination of a wall and berm at least four feet in height, as approved by the Planning and Development Department.
- The development shall utilize view fencing or no fencing along the northern and eastern property lines, as approved by the Planning and Development Department.
- Right-of-way totaling 55 feet shall be dedicated for the east half of 59th Avenue, as approved by the Planning and Development Department.
- A 25-foot by 25-foot right-of-way triangle shall be dedicated at the northeast corner of 59th Avenue and Baseline Road, as approved by the Planning and Development Department.

- The property owner shall construct all streets adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, landscaping and other incidentals as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
- The developer shall submit paving plans for all arterial streets within and adjacent to the development to the Street Transportation Department for review.
- The developer shall complete and submit the Developer Project Information
  Form for the MAG Transportation Improvement Program to Mr. Alan Hilty, (602)
  262-6193, with the Street Transportation Department. This form is required by
  the EPA for air quality standards.
- The developer shall present the following plans to the Laveen Village Planning Committee prior to preliminary site plan approval through the Planning and Development Department.
  - Detailed building elevations
  - Detailed landscape plans
  - c. Detailed lighting plans
  - Detailed sign package
- 14. The developer shall notify the following individuals by mail 15 days prior to any of the following future public meetings regarding the subject site: (1) Planning Hearing Officer hearing, (2) preliminary site plan review meeting. The notice shall include the date, time and location of the meeting/hearing.
  - All property owners within a 1,000 feet radius of the subject site
  - TOM METZGER 5626 W. CARSON ROAD LAVEEN, AZ 85339
  - JOHN & SELMA POE
     4335 W. BURGESS LANE
     LAVEEN, AZ 85339
  - d. DON LAY 7014 S. 57TH AVENUE LAVEEN, AZ 85339

- e. DARIN REEZER 7201 S. 58TH AVENUE LAVEEN, AZ 85339
- f. DAVID PAWLOWSKI 7031 S. 58TH AVENUE LAVEEN, AZ 85339
- g. PHIL BISCHOFF 4701 W. VALENCIA DRIVE LAVEEN, AZ 85339
- JONATHAN FAVORITE 8010 S. 54TH LANE LAVEEN, AZ 85339
- PATRICK & CRYSTAL MARVIN 4823 W. GWEN STREET LAVEEN, AZ 85339
- MICHELLE RUTKOWSKI 7650 E. WILLIAMS DRIVE SCOTTSDALE, AZ 85255
- JULIE GUNN 1809 W. MOODY TRAIL PHOENIX, AZ 85041
- JEFF GUNN 1809 W. MOODY TRAIL PHOENIX, AZ 85041
- m. MARTYN WHITE 10032 N. 38TH STREET PHOENIX, AZ 85028
- veronica montenieri 4314 W. Monte Way LAVEEN, AZ 85339
- P. MONTENIERI 4314 W. MONTE WAY LAVEEN, AZ 85339

- JENNIFER ROUSE
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   LAVEEN, AZ 85339
- q. KARLA ZIDOW 5204 W. DESERT DRIVE LAVEEN, AZ 85339
- r. DIANA KUDES 5210 W. PEDRO LANE LAVEEN, AZ 85339
- s. GARY KUDES 5210 W. PEDRO LANE LAVEEN, AZ 85339
- DESIREE HOOGERHUIS 3217 W. MELODY DRIVE LAVEEN, AZ 85339
- JASON PALTZER
   6622 S. 50TH AVENUE
   LAVEEN, AZ 85339
- v. JEFF & KAREN KEELOR 7236 S. 57TH AVENUE LAVEEN, AZ 85339
- w. DAPHNE HERRING 5506 W. GLASS LANE LAVEEN, AZ 85339
- x. DONNA SNOW 6806 W. DESERT LANE LAVEEN, AZ 85339
- y. JODA SCHAUMBERG 7205 S. 58TH AVENUE LAVEEN, AZ 85339
- z. FELICIA CORBETT 4811 W. GWEN STREET LAVEEN, AZ 85339

- aa. BEN GRAFF WITHEY MORRIS PLC 2525 E. ARIZONA BILTMORE CIRCLE PHOENIX, AZ 85016
- bb. RICHARD FLOR 2022 W. ASTER DRIVE PHOENIX, AZ 85029
- cc. SANDRA GUERRERO 3247 W. BASELINE ROAD LAVEEN, AZ 85339
- dd. RALPH PADILLA 5813 W. ARDMORE ROAD LAVEEN, AZ 85339
- ee. LORI GONZALES 5740 W. HIDALGO AVENUE LAVEEN, AZ 85339
- ff. GARY JORGENSEN 5527 W. CARSON ROAD LAVEEN, AZ 85339
- gg. WENDY ENSMINGER 6806 S. 55TH LANE LAVEEN, AZ 85339
- hh. KURT GRONLUND 6834 S. 58TH AVENUE LAVEEN, AZ 85339
- BRIAN SMITH
   56222 W. CARSON ROAD
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- jj. MATT CHRISTOPHER 7019 S. 55TH LANE LAVEEN, AZ 85339
- kk. DON MEDLING 5529 W. DARREL ROAD LAVEEN, AZ 85339

II. AL MARTINEZ 7011 S. 58TH AVENUE LAVEEN, AZ 85339

mm. PHIL HERTEL 2845 W. BROADWAY ROAD PHOENIX, AZ 85041

nn. JON KIMOTO 3216 W. ANSEL ROAD LAVEEN, AZ 85339

oo. JOHN MOCKUS 4807 W. SAMANTHA WAY PHOENIX, AZ 85339

- All cellular communication facilities shall be building mounted or internal to the cross.
- 16. The developer shall provide minimum 3-inch caliper trees, placed 20-feet on center or in equivalent groupings, within the eastern 560 feet of the northern landscape setback, as approved by the Planning and Development Department.
- 17. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims in a form approved by the City Attorney's Office. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.
- The Development shall not include any underground fuel storage tanks, as approved by the Planning and Development Department.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

# PASSED by the Council of the City of Phoenix this 5th day of October,

2016. ATTEST: Acting City Attorney Pm / REVIEWED BY: City Manager

PL:tml:1266769v1: (CM81)(Item #83) - 10/5/16

Attachments:

A - Legal Description (1 Page) B - Ordinance Location Map (1 Page)

#### ATTACHMENT A

#### LEGAL DESCRIPTION FOR Z-14-16-8

(PER DEED AS RECORDED IN DOCUMENT No. 2011-0988070, M.C.R.)

LEGAL DESCRIPTION OF DEVELOPMENT PARCEL No. 3

(THIS IS THE PROPERTY SO DESIGNATED IN DOCUMENT #2011-0279712 BUT DESCRIBED IN TWO PARTS AS PARCEL 1 AND PARCEL 2 AND HEREIN DESCRIBED CONTINUOUSLY AND WITH MATHEMATICAL ERROR CORRECTED).

THAT PORTION OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 1 NORTH, RANGE 2 EAST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE OF THE WEST 33 FEET OF SAID SOUTHWEST QUARTER WITH THE NORTH LINE OF THE SOUTH 60 FEET OF SAID SOUTHWEST QUARTER:

THENCE NORTH 00 DEGREES 50 MINUTES 31 SECONDS WEST ALONG SAID EAST LINE OF THE WEST 33 FEET OF SAID SOUTHWEST QUARTER FOR A DISTANCE OF 565.03 FEET;

THENCE NORTH 89 DEGREES 42 MINUTES 37 SECONDS EAST PARALLEL WITH THE SOUTH LINE OF SAID SOUTHWEST QUARTER OF SAID SECTION 32 FOR A DISTANCE OF 562.62 FEET:

THENCE SOUTH 00 DEGREES 17 MINUTES 23 SECONDS EAST 135.00 FEET;

THENCE NORTH 89 DEGREES 42 MINUTES 37 SECONDS EAST 163.30 FEET;

THENCE SOUTH 00 DEGREES 17 MINUTES 23 SECONDS EAST 86.00 FEET:

THENCE NORTH 89 DEGREES 42 MINUTES 37 SECONDS EAST 288.40 FEET;

THENCE SOUTH 00 DEGREES 17 MINUTES 23 SECONDS EAST 344.00 FEET TO THE NORTH LINE OF THE SOUTH 60 FEET OF SAID SOUTHWEST QUARTER OF SAID SECTION 32;

THENCE SOUTH 89 DEGREES 42 MINUTES 37 SECONDS WEST ALONG SAID NORTH LINE A DISTANCE OF 1008.88 FEET TO THE POINT OF BEGINNING.

# ATTACHMENT B Drawn Date: 9/8/2016 Zoning Case Number Z-14-16-8 2.14-16-8 Planning Village: Laveen SEPPELLA SPIN COMMON ACC Zoning Overlay: N/A TALKETA NOT TO SCALR ORDINANCE LOCATION MAP W ELUS OR S SETH AVE 1,000 Feet S SYTH AVE ZONING SUBJECT TO STIPULATIONS: \* ż SUBJECT AREA: ... 0 S 59TH AVE 88 S S9TH DR W BASELINE RD 1,000

# **EXHIBIT F**

# REPORT OF PLANNING HEARING OFFICER ACTION Byron Easton, Planner III, Hearing Officer Teresa Garcia, Planner I, Assisting

May 21, 2025

ITEM NO: 9					
	DISTRICT NO. 8				
SUBJECT:					
Application #:	PHO-1-25Z-14-16-8				
Location:	Northeast corner of 59th Avenue and Baseline Road				
Zoning:	C-1				
Acreage:	3.94				
Request:	Request to modify Stipulation 1 regarding general conformance with the site plan and elevations date stamped June 21, 2016.				
Applicant:	Erik Baker, Chick-fil-A				
Owner:	Walter Brown Jr., 59th & Baseline Holdings LLC				
Representative:	David Openshaw, 4G Development & Consulting, Inc.				

# **ACTIONS:**

<u>Planning Hearing Officer Recommendation:</u> The Planning Hearing Officer recommended approval with a modification and additional stipulations.

<u>Village Planning Committee (VPC) Recommendation:</u> The Laveen Village Planning Committee heard the request on May 12, 2025 and recommended approval with a vote of 10-3.

### **DISCUSSION:**

David Openshaw, representative of 4G Development, gave an overview of the site and modification request. He stated the site will be 4,852' square feet in size and provide 73 parking spaces. He stated the main concern for members of the community was the overflow of traffic from the queuing lanes. He stated the queuing lanes will provide 41 car stacks to prevent overflow into the parking lot. He stated the conceptual elevations consisted of a modern style architecture with dark colors, natural wood, and concrete siding.

Byron Easton, Planning Hearing Officer, asked Mr. Openshaw if the site was in its own parcel and not part of the larger C-1 parcel. Mr. Openshaw confirmed it was.

Mr. Openshaw stated the Laveen Village Planning Committee (VPC) had concerns about the landscaping and asked for a 25% landscape requirement. He

Planning Hearing Officer Summary of May 21, 2025 Application PHO-1-25--Z-14-16-8 Page 2

stated they provided a little over 10%, which is required by the city. He stated if they added more landscaping, they would lose parking and may not meet their parking requirement.

Mr. Easton asked Mr. Openshaw if he was aware of the 50-foot landscape setback along the southern property line. Mr. Openshaw confirmed he was. Mr. Easton stated he did not see any dimensions on the conceptual site plan and the need to be indicated.

Ed Hale, representative of 4G Development, stated they are not changing what was originally approved. He stated they are requesting an 87-foot building setback and a 35-foot landscape setback. Mr. Easton noted the site plan only showed a 33-foot right-of-way dedication for the eastern portion of 59th Avenue and a 55-foot transmission line. Mr. Hale stated the revised site plan shows the required 55-foot dedication per the original stipulation. He stated they are only requesting modifications for the internal configuration, land use, and building design, not to deviate from street improvements and dedications.

Stephanie Hurd, member of the public, stated she was in support of the project but asked if Mr. Openshaw would come back to the Laveen VPC in June to assure they are complying prior to site plan approval. She stated the VPC wants more landscaping to provide more shade for the development.

### FINDINGS:

1) The request to modify Stipulation 1 regarding general conformance to a site plan and elevations is recommended for approval with a modification to provide more standard conformance language. The stipulated site plan depicted a commercial project comprising an approximately 4,000 square foot drive-through bank The request to modify Stipulation 1 regarding general conformance to a site plan and elevations is recommended for approval with a modification to provide more standard conformance language. The stipulated site plan depicted a commercial project comprising an approximately 4,000 square foot drive-through bank, an approximately 2,000 square foot drive-through restaurant, and an approximately 12,500 square foot retail and restaurant building. This project did not develop, and the property remains vacant.

The proposed conceptual site plan depicts a 4,852 square foot free standing restaurant with a double wide drive-thru, 2 drive-thru canopies, and a trash enclosure separated from the building

The stipulated conceptual elevations depict the commercial buildings with a maximum height of 30 feet for the tallest building. Architectural features and detailing include color CMU blocks with a brick look, rusted steel trellis

raw formed concrete and stucco. The buildings also feature undulating roof lines and with rusted steel panels and walls.

The conceptual elevations depict two story units with a maximum height of 27 feet, 10 inches (top of roof). Architectural features and detailing include brick veneers, metal awnings, mansard tile roofs, shade canopies, patios, pop outs, and varied rooflines. The proposal is compatible with the land use pattern in the surrounding area.

It should be noted; the site plan does not detail conformance with the zoning stipulations from the case. For example, the ROW dedication shown is 33-feet instead of the 55 feet that is stipulated. In addition, the applicant will be required to adhere to Stipulation 2 regarding landscape setbacks and will be required to show on the landscape plan.

 The site is identified as archaeologically sensitive and three additional stipulations are recommended to be included to address requirements for archaeological survey and testing.

### STIPULATIONS:

1.	The development shall be in general conformance with the site plan and elevations date stamped MARCH 5, 2025 June 21, 2016, except as modified by the following stipulations and as approved by the Planning and Development Department.
2.	A minimum 50-foot landscape setback shall be provided along the southern property line for the eastern 700 feet of the property and a minimum 35-foot landscape setback shall be provided along the southern property line for the western 287 feet of the property, as approved by the Planning and Development Department. The setback area shall be developed as shown in the Baseline Road Scenic Drive cross section.
3.	The developer shall construct a 1 0-foot multi-use trail within a 30-foot multi-use trail easement that shall be dedicated along the north side of Baseline Road for the length of the project, as approved by the Planning and Development Department.
4.	The development shall provide pedestrian pathways between buildings or pads. The pedestrian pathways shall be shaded either by trees or shade structures, as approved by the Planning and Development Department.
5.	Entrances to the site and pedestrian path crossings shall be constructed with decorative pavers, stamped or colored concrete, or another material other than those used to pave the parking surfaces and drive aisles, as

	approved by the Planning and Development Department.						
6.	Drive-through queuing lanes shall be screened from view of arterial streets through the incorporation of a landscaped berm, screen wall or combination of a wall and berm at least four feet in height, as approved by the Planning and Development Department.						
7.	The development shall utilize view fencing or no fencing along the northern and eastern property lines, as approved by the Planning and Development Department.						
8.	Right-of-way totaling 55 feet shall be dedicated for the east half of 59th Avenue, as approved by the Planning and Development Department.						
9.	A 25-foot by 25-foot right-of-way triangle shall be dedicated at the northeast corner of 59th Avenue and Baseline Road, as approved by the Planning and Development Department.						
10.	The property owner shall construct all streets adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, landscaping and other incidentals as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.						
11.	The developer shall submit paving plans for all arterial streets within and adjacent to the development to the Street Transportation Department for review.						
	The developer shall complete and submit the Developer Project						
12.	The developer shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to Mr. Alan Hilty, (602) 262-6193, with the Street Transportation Department. This form is required by the EPA for air quality standards.						
13.	3. The developer shall present the following plans to the Laveen Village Planning Committee prior to preliminary site plan approval through the Planning and Development Department.						
	a. Detailed building elevations						
	a. Detailed building elevations						
	b. Detailed landscape plans						
	c. Detailed lighting plans						
	d. Detailed sign package						
<u> </u>							

14.	OFFI AND DEVI ARCI	ETERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY CE, THE APPLICANT SHALL CONDUCT PHASE I DATA TESTING SUBMIT AN ARCHAEOLOGICAL SURVEY REPORT OF THE ELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY HAEOLOGIST PRIOR TO CLEARING AND GRUBBING, DSCAPE SALVAGE, AND/OR GRADING APPROVAL.						
15.	THE ARCI ARCI EXC	HASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF RESULTS FROM THE PHASE I DATA TESTING, THE CITY HAEOLOGIST, IN CONSULTATION WITH A QUALIFIED HAEOLOGIST, DETERMINES SUCH DATA RECOVERY AVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT SE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS.						
16.	IN THE EVENT ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE DEVELOPER SHALL IMMEDIATELY CEASE ALL GROUND-DISTURBING ACTIVITIES WITHIN A 33-FOOT RADIUS OF THE DISCOVERY, NOTIFY THE CITY ARCHAEOLOGIST, AND ALLOW TIME FOR THE ARCHAEOLOGY OFFICE TO PROPERLY ASSESS THE MATERIALS.							
17. <del>14.</del>								
	a. All property owners within a 1 ,000 feet radius of the subject site							
	b. TOM METZGER 5626 W. CARSON ROAD LAVEEN, AZ 85339							
	c. JOHN & SELMA POE 4335 W. BURGESS LANE LAVEEN, AZ 85339							
	d. DON LAY 7014 S. 57TH AVENUE LAVEEN, AZ 85339							
	e. DARIN REEZER 7201 S. 58TH AVENUE LAVEEN, AZ 85339							
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	g.	PHIL BISCHOFF 4701 W. VALENCIA DRIVE LAVEEN, AZ 85339						
	h.	JONATHAN FAVORITE 8010 S. 54TH LANE LAVEEN, AZ 85339						
	i.	PATRICK & CRYSTAL MARVIN 4823 W. GWEN STREET LAVEEN, AZ 85339						

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	j.	MICHELLE RUTKOWSKI 7650 E. WILLIAMS DRIVE SCOTTSDALE, AZ 85255
	k.	JULIE GUNN 1809 W. MOODY TRAIL PHOENIX, AZ 85041
	I.	JEFF GUNN 1809 W. MOODY TRAIL PHOENIX, AZ 85041
	m.	MARTYN WHITE 10032 N. 38TH STREET PHOENIX, AZ 85028
	n.	VERONICA MONTENIERI 4314 W. MONTE WAY LAVEEN, AZ 85339
	0.	P. MONTENIERI 4314 W. MONTE WAY LAVEEN, AZ 85339
	p.	JENNIFER ROUSE 4821 W. ELLIS STREET LAVEEN, AZ 85339
	q.	KARLAZIDOW 5204 W. DESERT DRIVE LAVEEN, AZ 85339
	r.	DIANA KUDES 5210 W. PEDRO LANE LAVEEN, AZ 85339
	S.	GARY KUDES 5210 W. PEDRO LANE LAVEEN, AZ 85339
	t.	DESIREE HOOGERHUIS 3217 W. MELODY DRIVE LAVEEN, AZ 85339
	u.	JASON PALTZER 6622 S. 50TH AVENUE LAVEEN, AZ 85339
	V.	JEFF & KAREN KEELOR 7236 S. 57TH AVENUE LAVEEN, AZ 85339
	W.	DAPHNE HERRING 5506 W. GLASS LANE LAVEEN, AZ 85339
	Χ.	DONNA SNOW 6806 W. DESERT LANE LAVEEN, AZ 85339
	y.	JODA SCHAUMBERG 7205 S. 58TH AVENUE LAVEEN, AZ 85339
	Z.	FELICIA CORBETT 4811 W. GWEN STREET LAVEEN, AZ 85339
	aa.	BEN GRAFF WITHEY MORRIS PLC 2525 E. ARIZONA BILTMORE CIRCLE PHOENIX, AZ 85016
	bb.	RICHARD FLOR 2022 W. ASTER DRIVE PHOENIX, AZ 85029
L		

	CC.	SANDRA GUERRERO 3247 W. BASELINE ROAD LAVEEN, AZ 85339
	dd.	RALPH PADILLA 5813 W. ARDMORE ROAD LAVEEN, AZ 85339
	ee.	LORI GONZALES 5740 W. HIDALGO AVENUE LAVEEN, AZ 85339
	ff.	GARY JORGENSEN 5527 W. CARSON ROAD LAVEEN, AZ 85339
	gg.	WENDY'ENSMINGER 6806 S. 55TH LANE LAVEEN, AZ 85339
	hh.	KURT GRONLUND 6834 S. 58TH AVENUE LAVEEN, AZ 85339
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	jj.	MATT CHRISTOPHER 7019 S. 55TH LANE LAVEEN, AZ 85339
	kk.	DON MEDLING 5529 W. DARREL ROAD LAVEEN, AZ 85339
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18. <del>15.</del>	All ce	ellular communication facilities shall be building mounted or internal to ross.
19. <del>16.</del>	on ce north	developer shall provide minimum 3-inch caliper trees, placed 20-feet enter or in equivalent groupings, within the eastern 560 feet of the ern landscape setback, as approved by the Planning and lopment Department.
20.		to preliminary site plan approval, the landowner shall execute a
<del>17.</del>	Office Office	osition 207 waiver of claims in a form approved by the City Attorney's e. The waiver shall be recorded with the Maricopa County Recorder's and delivered to the City to be included in the rezoning application or record.
21.		Development shall not include any underground fuel storage tanks, as
<del>18.</del>	appro	oved by the Planning and Development Department.

Planning Hearing Officer Summary of May 21, 2025 Application PHO-1-25--Z-14-16-8 Page 8

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### **EXHIBIT G**



### Village Planning Committee Meeting Summary PHO-1-25--Z-14-16-8

**Date of VPC Meeting** May 12, 2025

**Date of Planning Hearing** 

**Officer Hearing** 

May 21, 2025

**Request** 1) Request to modify Stipulation No. 1 regarding

general conformance to the site plan and elevations

date stamped June 21, 2016

**Location** Northwest corner of 59th Avenue and Baseline Road

**VPC Recommendation** Approval

VPC Vote 10-3

### **VPC DISCUSSION:**

Agenda Item No. 7 (PHO-1-25--Z-14-16-8) and Agenda Item No. 8 (Review and Comment) were heard together.

Two members of the public registered to speak on these items.

### **Staff Presentation:**

**Nayeli Sanchez Luna**, staff, displayed the location of the subject site and noted the acreage of the proposal. Ms. Sanchez Luna summarized the original rezoning request and noted the proposed restaurant. Ms. Sanchez Luna stated that the original rezoning case had a stipulation that would require the review and comment of the elevations, site plan, lighting plan, and landscape plan. Ms. Sanchez Luna concluded the presentation by summarizing the proposed modification proposed in the Planning Hearing Officer (PHO) application.

### **Applicant Presentation:**

**David Openshaw**, representing the application with 4G Development and Consulting began the presentation by displaying the original site plan approved in 2016. Mr. Openshaw noted that the proposed Chick-fil-A restaurant will be replacing the 2016 proposed bank and two retail pads. Mr. Openshaw noted the maximum height of one story and the double wide queuing lanes that wrap around the entire building instead of spilling onto the street. Mr. Openshaw concluded the presentation by displaying the 2016 proposed elevations and noted that they have updated the Chick-fil-A elevations

Laveen Village Planning Committee Meeting Summary PHO-1-25--Z-14-16-8 May 12, 2025 Page 2 of 4

to follow the same architectural style.

### **Questions From the Committee:**

Jennifer Rouse voiced her concerns regarding lighting. Ms. Rouse stated that she appreciated the double-wide drive through because of the number of restaurants in the area including Panera and In-n-Out. Ms. Rouse asked if the parking lot would be adequately lit to prevent loitering. Erik Baker, with the applicant's team, stated that standard operations would occur between 6:30 am to 10:00 pm but that the parking lot will remain lit. Mr. Baker added that even if the building lights are turned off, the restaurant logo will remain turned on. Ms. Rouse noted that the intersection of 51st Avenue and Baseline Road has had a loitering problem and that she would like this project to have the best start possible.

**Mixen Rubio-Raffin** asked what proposed restaurant features would activate the pedestrian realm. **Mr. Openshaw** noted that pedestrian walkways will be treated to visually contrast the drive aisles. **Mr. Baker** added that a patio and tables will be provided on the west side of the site. **Ally Fedor**, with the applicant's team, stated that four bicycle parking spaces would be located on the east side of the building. Ms. Fedor noted that there would be pedestrian connections to the multi-use trail along Baseline Road and that the applicant would construct the trail. **Ms. Rubio-Raffin** noted that the west of the building would not be the best location for tables due to sun exposure.

**Michael Doromol** asked if the multi-use trail would be located along Baseline Road. **Mr. Openshaw** confirmed. **Mr. Doromol** noted that there could be a possible conflict when vehicles turn left into the queuing lane. **Ms. Fedor** stated that they usually add a sign that states no left turns into the queuing lane to prevent possible car crashes. Ms. Fedor added that the queuing lane was designed to add additional flexibility with two aisles and space to add more if needed. **Mr. Doromol** stated that the proposed restaurant to the east could be as busy as the Chick-fil-A. **Ms. Fedor** noted that that restaurant pad will not be allowed to have a drive-through and that they would be proposing a Hawaiian Bros.

**Linda Abegg** applauded the drive-through design and appreciated that it did not go into the street. Ms. Abegg stated that she really liked the proposed patios and that the elevations were well designed. **Mr. Baker** noted that they were also considering patio covers to add additional shade.

**Ms. Rouse** and **Ms. Abegg** suggested that the restaurant sell cowbells, a Laveen favorite.

**Carlos Ortega** asked for more information on the timeline for completion. **Mr. Openshaw** stated that they expected it to be done within a year. **Mr. Ortega** suggested participating in the Laveen BBQ. **Chair Stephanie Hurd** stated that she would reach out.

Laveen Village Planning Committee Meeting Summary PHO-1-25--Z-14-16-8
May 12, 2025
Page 3 of 4

Kristi McCann noted that she evaluated the tax records and that the proposed church did not go through with the agreement; as a result, the church was never built. Ms. McCann asked if Chick-fil-A would own the property or would they lease it. Ms. McCann asked if there was a possibility that this would also not follow through. Scott Hintze, the property owner, stated that the church was still being proposed but that they are currently still through some negotiation. Mr. Hintze noted they are working with both the church and Chick-fil-A at the same time. Mr. Hintze pointed out that the church will be offering mass on Sundays but that the restaurant would be closed on Sundays. Ms. McCann stated that the church had not performed in nine years and asked if they would still be contracted to provide an enhanced entrance. Mr. Hintze confirmed.

**Rebecca Perrera** noted that everyone agreed about the importance of an enhanced entrance. Ms. Perrera stated that she would also like to see play areas in addition to patios. **Mr. Baker** stated that the restaurants had moved away from play areas during Covid-19, but that they were willing to reconsider it for this location. **Ms. Perrera** added that children and parents could benefit from the play areas. **Ms. Abegg** agreed. Ms. Abegg stated that she could envision a family riding their bikes along the Laveen Area Conveyance Channel (LACC) and stopping by Chick-fil-A and utilizing the play area.

**Andre Serrette** asked for clarification on the blank portion of the site plan. **Mr. Baker** noted that that would be open retention but if additional parking was ever necessary, then they could convert that into additional parking spaces.

Patrick Nasser-Taylor stated that there were a lot of fast-food restaurants in Laveen. Mr. Nasser-Taylor noted that the restaurants were clean and offered training programs but had a question regarding parking designated for vehicles to wait for their order. Mr. Baker stated that the double drive-throughs would wrap around the building to prevent the need for parking areas to pick up orders. Mr. Nasser-Taylor noted that the child play area on the west side would be very hot during the summer. Mr. Nasser-Taylor stated that Laveen stood for diversity and equality, and that the owner of the Chick-fil-A company has said bigotry comments. Mr. Nasser-Taylor added that unfortunately the establishment was still tied to the comments made by the owner. Mr. Nasser-Taylor noted that bigotry comments and values are not fit in the Laveen Village.

**Ms. McCann** asked for more information regarding landscaping and added that Stipulation No. 16 required a minimum of three-inch caliper trees in landscape areas. **Mr. Openshaw** stated that the landscaping plan would follow the code. **Mr. Hintze** added that the PHO request would just modify stipulation No. 1. Mr. Hintze confirmed that all other stipulations would be met, including the requirement of three-inch caliper trees.

Vice Chair JoAnne Jensen asked if they would be leasing the property. Mr. Baker confirmed. Vice Chair Jensen stated that she had concerns that Stipulation No. 13 was not met, because she had not received the documents in the packet nor before the meeting. Mr. Openshaw noted that the plans required in Stipulation No. 13 were provided via email. Vice Chair Jensen stated that numerous members didn't seem to

Laveen Village Planning Committee Meeting Summary PHO-1-25--Z-14-16-8 May 12, 2025 Page 4 of 4

receive the documents. **Ms. Sanchez Luna** stated that the documents were sent on April 23rd and that they were sent to both the Laveen Citizens for Responsible Development (LCRD) and the Laveen Village Planning Committee. **Vice Chair Jensen** apologized for the confusion. **Ms. Sanchez Luna** added that she would resend the documents.

### **Public Comment:**

**Phil Hertel** voiced his concerns regarding the location of the trash enclosure. Mr. Hertel noted that some trash enclosures remain open causing visibility issues. **Ms. Fedor** stated that the proposed trash enclosure met City Code. **Mr. Baker** added that the enclosure was built to ensure that the doors didn't swing open.

Jon Kimoto stated that he loved chicken and that the elevations had different variations. Mr. Kimoto added that the intersection is a gateway into the village. Mr. Kimoto requested stunning landscaping and an architectural feature at the intersection of 59th Avenue and Baseline Road. Mr. Kimoto added that something should be added to reflect the agrarian heritage and that the elevations needed to screen all mechanical equipment and that decorative elements needed to be added on all four sides. Mr. Kimoto agreed with Mr. Hertel's comments and suggested moving the trash enclosure across the parking lot on the east side of the site. Mr. Kimoto also requested additional landscaping diamonds be added within the parking area.

### **Applicant Response**:

**Mr. Baker** noted that a lot of the comments were addressed in the proposal.

### **Committee Motion, Discussion, and Vote:**

### Motion:

**Linda Abegg** motioned to recommend approval of PHO-1-25--Z-14-16-8. **Jennifer Rouse** seconded the motion.

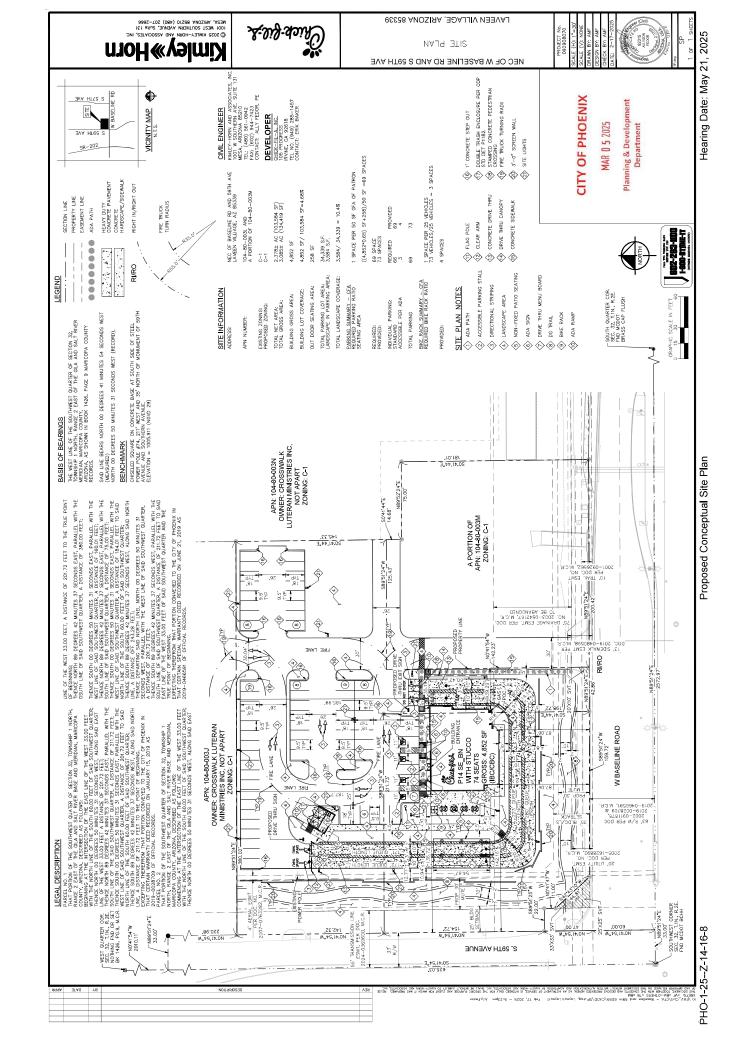
### Vote:

**10-3,** motion to recommend approval of PHO-1-25--Z-14-16-8 passed with Committee Members Abegg, Darby, Doromal, Ortega, Perrera, Rouse, Serrette, Barraza, Jensen, and Hurd in favor and Committee Members McCann, Nasser-Taylor, and Rubio-Raffin in opposition.

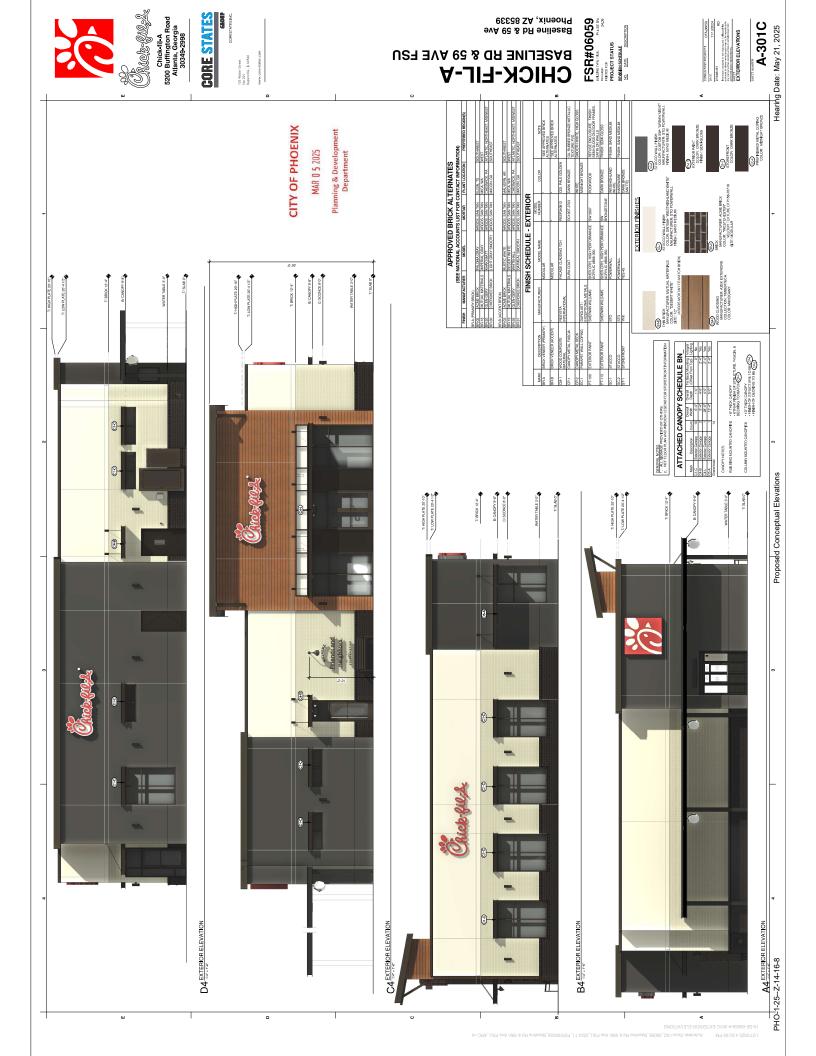
### **Staff comments regarding VPC Recommendation:**

None.

### **EXHIBIT H**



### **EXHIBIT I**



### **EXHIBIT J**

BUILDING DEPARTMENT ont of plobin building department scowest washington st. 220 fl.R Phobin AZ 86003 plobe 602285-3872

CITY OF PADRING DEPARTMENT
SOO NEST WASHINGTON ST., 200 FLR
PADRING AZ 85000
PADRING SCA-95-364
CONTACT AMOS RED
BARLA MAGGREDA-ADENKOV
HEALTH DEPARTMENT IRE DEPARTMENT

MARICOPA COUNTY HEALTH DEPARTMENT IOON N, CENTRAL AVE., STE 300 PHOENIX, AZ 85004 PHONE 602-506-6970

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BUILDING CODE INTERNATIONAL BUILDING CODE 2012 PHOENIX BUILDING CONSTRUCTION

COURTON CODE

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# City of Phoenix Inventory/Salvage General Notes

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      - ALL TAGGED MATERIALS MUST REMAIN IN NURSERY OR ON-SITE UNTIL NURSERY CHECK IS APPROVED.
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- IS, PROVIDE A COPY OF THE COUNTY DUST CONTROL PERMIT TO THE INSPECTOR.
- NO SALVAGE MATERIAL SHALL BE RENOVED FROM THE SITE WITHOUT DEVELOPMENT SERVICES LANDSCAPE ARCHITECT APPROVAL.
- 17. KODAINGLY OR NEGLIGENTY PROVIDING FALSE OR MISEADING IN-CRIMATION TO THE CITY OF PACENIX REGLIGING SIGL MAGEBEE MATTERALS NAY RESULT IN DELAYS AND/OR SUSPENSION OF FERMITS AND MESCHONG.
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5200 BUFFINGTON ROAD ATLANTA, GEORGIA 30349-2998 PHONE: (404) 765-8000 FAX: (404) 684-8550

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City of Phoenix General Landscape Notes

LANDSCAPE INVENTORY/SALVAGE PLAN (INCLUDED FOR REFERENCE)

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Drawing Index

Chick-fil-A 5200 Buffington Road Atlanta, Georgia 30349-2998

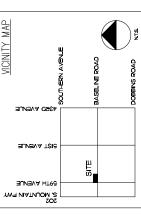
# NEC Baseline Rd & 59th Ave Phoenix, AZ 85339

6. NO PLANT SLESTINLINGS, THEL SIZE, OR QUANTITY, OR DEVIATIONS FROM THE APPROVED LANDSCAPE OR REGISTROY PLANS, ARE ALLIONED WITHOUT PRIOR APPROVAL FROM THE CITY OF PLOBMIX LANDSCAPE, SECTION AT 067-267-381.

FINAL BULDING PERMIT CANNOT BE OBTANED UNTL BONDING OR APPROVED ASSLANCES ARE PROVIDED FOR THE LANDSCAPING WITHIN THE RIGHT-OF-WAY.

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Phoenix, AZ 85339

NEC Baseline Rd & 59th Ave

**BASELINE RD &** 

CHICK-E

**3VA HT 6**2

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LANDSCAPE ARCHTECTS SIGNATURE CO. Q. Q. J. DATE: 5/14/25 ROBERT A. GARC LANDSCAPE ARCHITECTS NAME

CITY OF PHOENIX TRACKING #'S

HOURIAN ASSOCIATES
AUNE STREET, #272
SANTA BARBARA, CA 93(0)
HONE (949) 489-5623
CONTROT NOOZE HOURIAN
E-WALL N-DORIANH-OURIAN SSOCIATESCOM

MAY 2 0 2025

CITY OF PHOENIX planning & Development Department

NO. DATE DES PRINTED FOR PRELIMINARY

FSR#06059

Landscape Architect:

CHICK-FIL-A BESS ALTON KWY, STE 350 RIVINE, CA 9266 PHONE 404-305-4520 CONTACTI KETH GILERT E-MAIL KETH-GILERT CHICK-FIL-ACOM

Owner:

PRELIMINARY COVER SHEET L0:0

24-1138 2400375 2406707

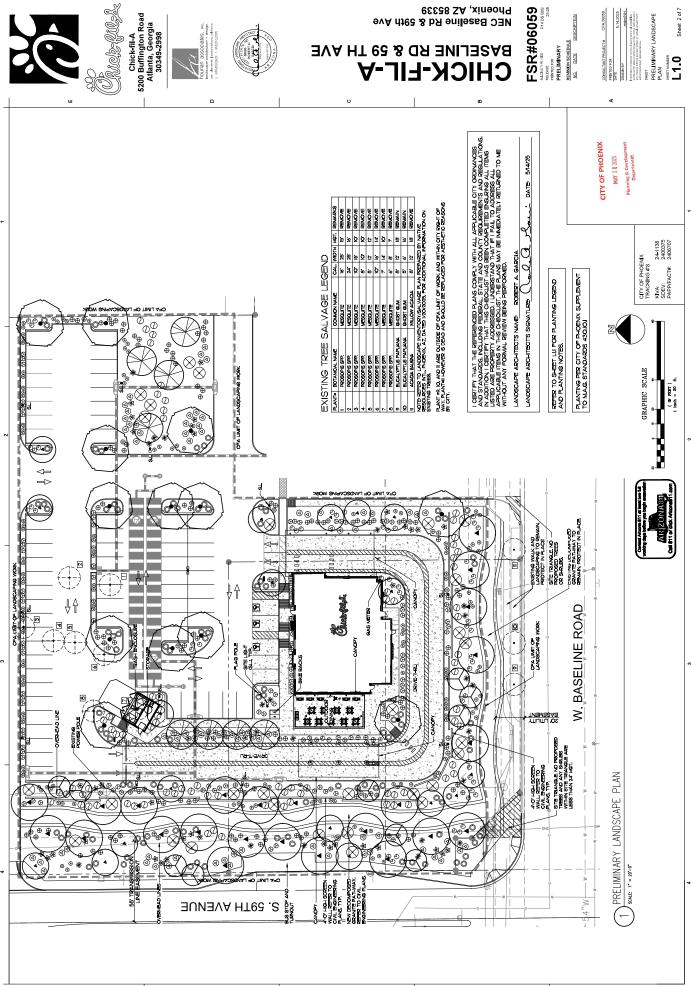
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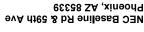
ESTIMATED S.F. OF LANDSCAPE IN RIGHT-OF-WAY O S.F.
TOTAL ACRES (OR PORTIONS) OF LANDSCAPED AREA 0.632 AC.
DATE OF PRELIMINARY SITE PLAN APPROVAL.

LANDSCAPE ARCHITECT, CITY OF PHOBNIX ESTINATED RIGHT-OF-WAY COST O MAINTENANCE BY: CIGHT MOWNER SQUARE FOOTAGE OF TURF OSF.

DATE

Sheet 1 of 7





BASELINE RD & 59 TH AVE

Sheet 2 of 7

PRINTED FOR PRELIMINARY

PRELIMINARY LEGEND AND VOTES

Sheet 3 of 7

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NO. DATE DE

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SHRUBS/GROUNDCOVERS

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છ	HESPERALOE PARVIPLORA	RED YUCCA	5 GAL	8	SPACE AS SHOWN
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COLCOR MOUNTAIN NST'A BROWN, SIZE INZ MINUS. AVALLABLE FROM KLALEA CRUS-BRS, INC,
CONTACT GORDE SCHEMAN, GOS-649-888 YUCCA GLALICA

NOTE ALL PLANT QUANTITIES ARE FOR CITY PLIPPOSES ONLY. CONTRACTOR SHALL VERIFY ALL TOTALS FOR BID PLIPPOSES.

LANDSCAPE DATA	
TOTAL TUBE AREA S-RUB/GROUNDOVER AREA	33,559 S.F.
	20,000

LANDSCAPE CALCULATIONS		
REQUIREMENT	REGURED	PROVIDED
ON SITE LANDSCAPE - 33,559 S.F.		
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255 TO BE MIN S' CALIFER - II	77 20 20 20 20 20 20 20 20 20 20 20 20 20	12 TREES
5 S-RUBS PEZ TREE (45 × 5 · 225) 501 GROUNDON/TR COVERAGE	225 50.0% (6.780 SF) 51.3% (7.221 SF)	832 SHRUBS 5131 (7,221 SF)
LANDSCAPE AT MATURITY		
50% COVERAGE - 33,559 X 0.5	16,780 S.F.	17,619 S.F. (52.2%)
STREETSCAPE - REQUIRED TREES		
TOTAL REQUIRED: 510 LF, 0 TREE PER 30)	7 TREES TOTAL	38 TREES TOTAL
3'CAL TREES REG. (25) OF REGUIRED)	5 1 1 1 1 1	T TREES
4" CAL. TREES REQ. (25) OF REQUIRED)	5 1885	9 TREES
TOTAL PROLIPPO SHPLBS (6 PED PRO), TREE   85 SHPLBS	85 SHB BS	272

# PLANTING NOTES (NOT APPROVED BY CITY OF PHOENIX)

- - - ALL SHRUBS AND GROUND COVER SHALL EGLIAL OR SURPASS VARDONA NURBEY ASSOCIATION STANDARDS FOR QUALITY, AND SIZE
    - SEE PLANTING DETAILS FOR PLANTING AND STAKING AND GUYN REQUIREMENTS. LANDSCAPE ARCHITECT SHALL APPROVE PLANT MATERIA PLACEMENT SY CONTRACTOR PRIOR TO INSTALLATION

Oriele-file-fi

Chick-fil-A 5200 Buffington Road Atlanta, Georgia 30349-2998

- FESTILIZES FOR ALL GOOLNO COVER AREAS SHALL BE AS SPECIFIED WITHIN THE SPECIFICATIONS.
- RETER TO SPECIFICATIONS FOR STANDARDS OF MATERIALS AND WORKANISHE.

- PLANTING AND REGIGATION ON THIS PROJECT SHALL ADJEST OF PHOBIXY LANDSCAPE STANDARDG.
  - ALL SHALB AREAS TO BE TOP DRESSED WITH MIN. Z LAYER OF DECOMPOSED GRANTE UZ SCREENED TRYRESS BROWN
- ALL TERRO FAVORO WITHIN THE OP THE OF ANY PAVING, WILLIS BLOWG, COOSE, ETO, CHALL BE NOTHING. THE NATIONAL PAVING. THE SOOT BANKER OF CLEAN TO SECRETARY OF CLEAN OR SECRIFILE, FOR SACIA AND SECOND COOPER, MERIS.
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- ALL BACKFLOW PREVENTERS TO BE SCREENED WITH LANDSCAPE. P. DICLOSED IN VANDAL RESISTANT BYCLOSLIKE. SICE TO FINAL CITY NEPECTION THE LANDSCAPE ARCHITECT SHALL SLEWIT A CERTIFICATE OF COMPLETION TO THE PLBLIC PACLITIES DEVELOPMENT.

A PERMANENT, HIGH EFFICIENCY, AUTOWATIC IRRIGATION SYSTEM PER CITY OF PHOENIX REQUIREMENTS WILL BE INSTALLED AND MAINTANED IN ALL PLANTING AREAS. TREES ADJACENT TO PEDESTRIAN SDEWALKS AND GATHERING AREAS ARE TO HAVE A 6-8" MINIMAM CLEARANCE BETWEEN FINSH GRADE AND LOWEST BRANCH. THERE ARE OVERHEAD LINES WITHIN THE LIMIT OF WORK FOR THIS SITE, SEE PLAN FOR EXISTING PLANT MATERIALS, RETER TO PLAN AND LANDSCAPE INVENTORY/SALVAGE PLAN PREPARE BY NATIVE RESOLRCES.

LOSTIFF THAT THE GENERACES DAVIS COUNTY WITH ALL PREPLICATE CITY COOLUMNESS AND STRANDORS, CENTRE AND REGULATION IN INCOME. THE SEAL OF STATE AND COUNTY REQUIREMENTS AND REGULATION IN INCOMENT PLAT THE OFFICE STATE AND COUNTY REQUIREMENTS AND REGULATION INCOME. THE PLATE OFFICE STATE AND EXCEPTION OF THE INFORMATION OF THE INFORMATION

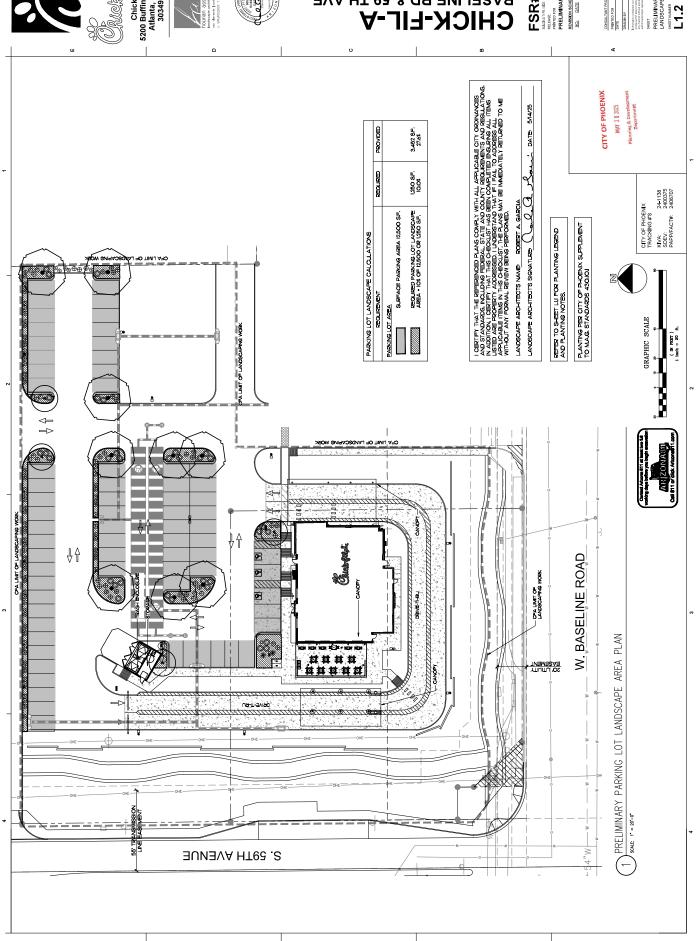
LANDSCAPE ARCHITECTS SIGNATURE ( Q. Q. Q. J. DATE 5/14/25 LANDSCAPE ARCHITECTS NAME: ROBERT A. GARC

PLANTING PER CITY OF PHOBNIX SUPPLEMENT TO M.A.G. STANDARDS 430.IO.I



24-1138 2400375 2406707

CITY OF PHOENIX MAY 2 0 2025



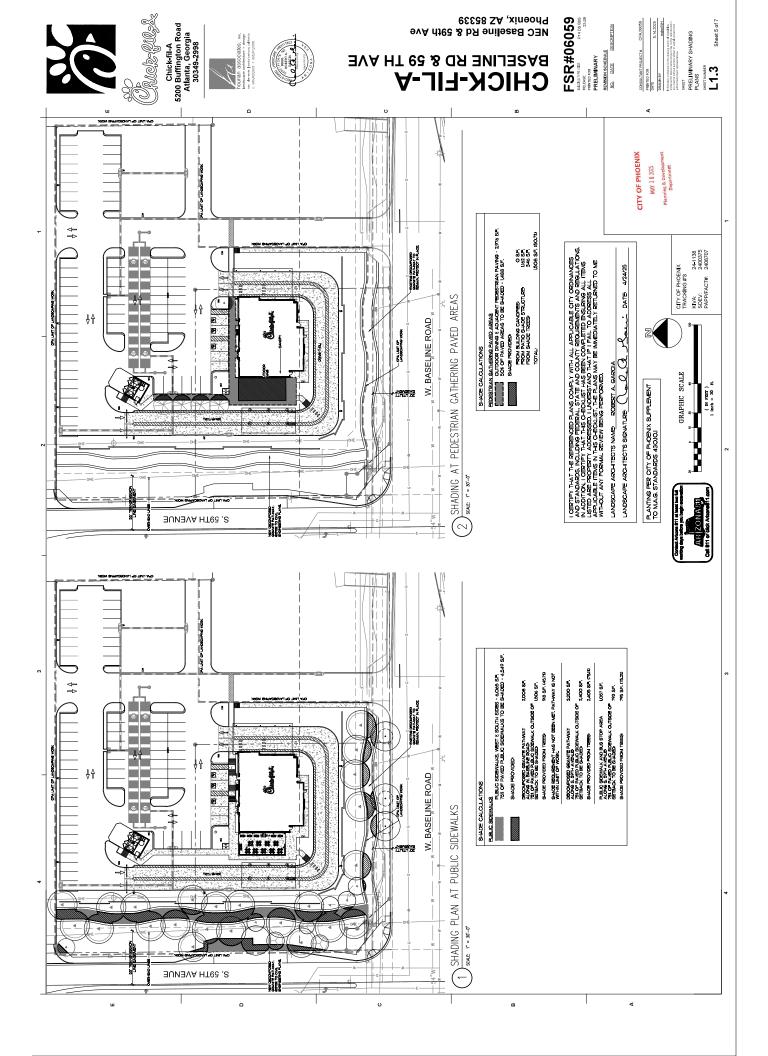


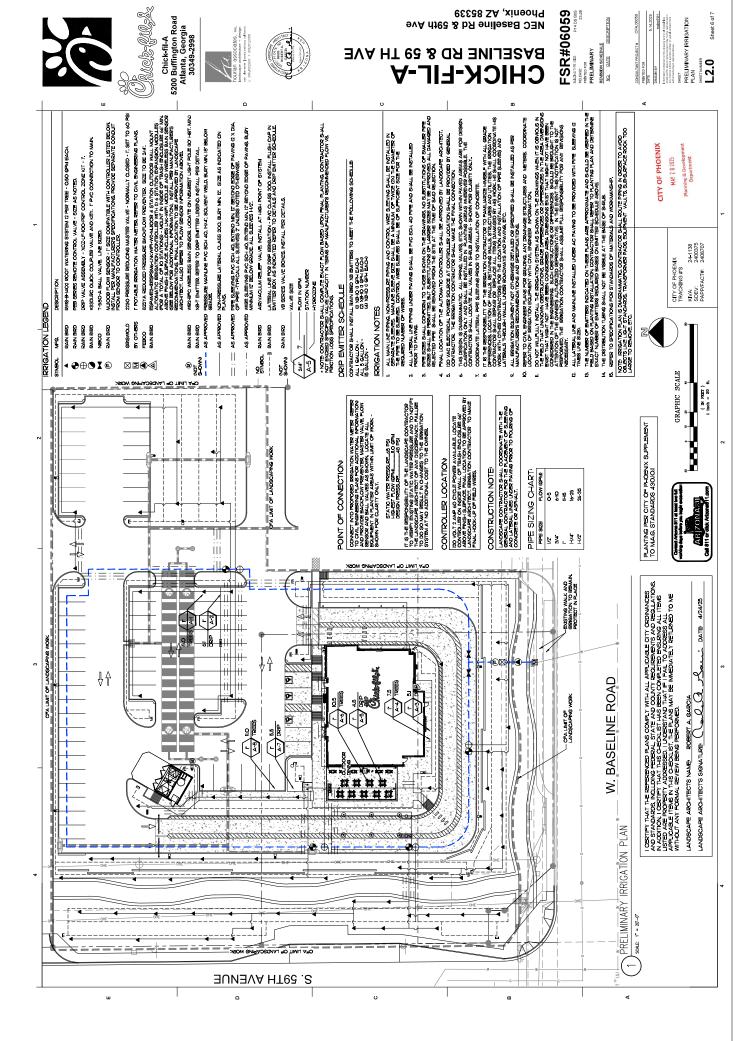
BASELINE RD & 59 TH AVE

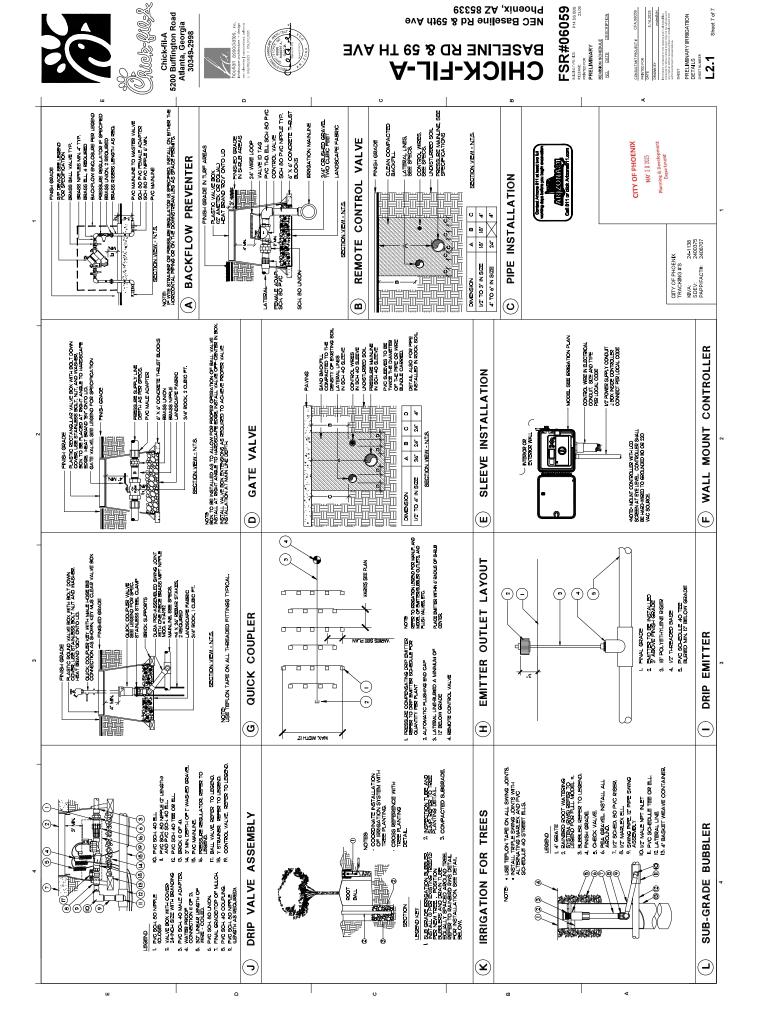
FSR#06059

PRELIMINARY PARKING LOT ANDSCAPE AREA PLAN

Phoenix, AZ 85339 NEC Baseline Rd & 59th Ave







# City of Phoenix General Inventory / Salvage Notes

The City of Phoenix General Notes are theorily notes approved on this
plan. Additional general notes generated by this sealant and placed on the
plans are not approved as part of this plan and are noted as such on the
plants.

2. Pent naterials must be individually lagged in the field at the time the inventory? Plans are aboutfact Tagged naterial must be dearly marked with waterproof like and include the number which corresponds to the number waterproof like and include the number which corresponds to the number and and the number of the control of the number of the num

3. Tags must be attached so that they will remain on the plant for the duration of the salvage and nursery storage period. Plaat materials without numbered lags in the nursery will not be counted toward the total requirement for the project.

Color cods as follows:

Red - Salvage and relocate.

Ridie - Preserve and protect in place.

• Blue - Destroy, not salvageable and carnot remain in place.

Contact the Street Transportation Department Horizouturist, at 000/254-5469 prior to the re-location or removal cessing patent and existing part make A. Dorf. R. O. W. Instit is on the City's sold of the sound wall of Dobbin with the A. Dorf. R. O. W. Instit is on the City's sold of the sound wall.

6. A Salvage permit shall be obtained and completed prior to the Grading and Drainage a semit being sussel. No clearing of grubbing may occur prior to the purchase of the Salvage Permit, field approval of the construction fence, and all salvaged plants placed in the nursery and field inspected.

7. All protective fencing shall be in place before any earth-moving equipmen s moved onto the site and before any salvage, clearing or grubbing takes lace. Cal 602-262-7811 to schedule an inspection of construction fence.

All material to be salvaged shall be removed and placed in the designates unsery area before any clearing or grading takes place. Call 602-262-7811 i schedule an inspection after salvage is completed.

All tagged materials must remain in nursery or on-site until nursery check i approved.

No nails, wires or other objects that damage the cambium or cause injury
the tree may be used during the salvage process. All efforts shall be taken
using padding or other methods to preserve the inlegrity of the bark.

In These and concluded the analysis of medical consideration of medical consideration of the concluded consideration of the project. No Confinence of Concluderation of the project. No Confinence of Concluderation of the concluded consideration between consideration of the concluded consideration of the confinence of the concluded consideration between consideration of the concluded consideration and consideration of the consideration of the concluded consideration of the consideration of t

12. All requirements of the State of Arizona, including the "Notice of Intent to Clear Lan3," shall be met notwithstanding any approvals by the City of Phoenix.

File Notice of Intent (NOI) to clear land with the State of Arizona, 602-542-6408. Provide a copy of the NOI Permit to the inspector. https://agriculture.az.gov/sites/default/files/2023.02%20-%20NP%20.

Provide a copy of the County Dust Control Permit to the inspecto

No salvage material shall be removed from the site without Plannin Development Landscape Architect approval.

Knowingly or negligently providing false or misleading information to the City of Phoenix regarding salvageable materials may result in delays and/o suspension of permits and inspections.

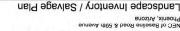
17. Plen approved is valid for 1 year (12 months). Prior to plen approved a verpriedra, at associated ground ments shall be pursued set of the state shall be secured for extension of plan approved. The appraison, developed, and restabilistic for extension of plan approved. The appraison of plans approved in the appraison of plans approved to restabilistic set of the approved plans and approved approved to the approved approv

### Chick-fil-a - Baseline & 59th

			Calloo	mpin	III GIOIN		inventory.	naniigiiii	
Plant#	Species	Common Name	(1)	(H)	(H)	Condition	Designation	Designation	Comments
-	Prosopis spp.	Mesquite	\$	52	15	Poor	SN	0	Damaged / Branch Diebsck / Poor
2	Prosopis spp.	Mesquite	23	52	16	Fair	NS	0	Cambium Damage / Branch Di
3	Prosopis spp.	Mesquite	0	15	10	Fair	NS	0	Cluster / Base Damage
-1	Prosopis spp.	Mesquite		10	10	Fair	NS	0	Cluster / Base Damage / Proximity
3	Prosopis spp.	Mesquite	47	12	12	Fair	NS	0	Base Damage / Proxmity to A
9	Prosopis spp.	Mesquite	1)	16	14	Poor	NS	0	Cambium Damage / Trunk Da
1	Prosopis spp.	Mesquite	-	14	10	Fair	NS	0	Base Damage / Cambium Da
00	Prosopis spp.	Mesquite		00	7	Fair	NS	0	Cambium Damage / Clust
6	Eucalyptus papuana	Ghost Gum		12	18	Fair	NS	RIP	Proximity to Concrete / UG UI
10	Eucalyptus papuana	Ghost Gum	47	9	16	Fair	NS	RIP	Proximity to Concrete / UG UI
11	Acacia salicina	Willow Acacia	3	12	18	Poor	NS	0	Deac

## CITY OF PHOENIX

Planning & Developm Department



1/20/2025 Developer / Developer Representative Appoximate Salvage Date - 4/1/2025

\$6,000 estimated



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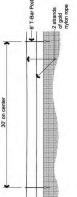
Vicinity Map

Айаціуе Вероцісея

# Construction Fence Detail

P

··· 32 32 32 32



## Project Consultants

Chick-fl-A
Design and Construction - West Reg
16 Technology Drive Landscape Actritect Hourian Associates
107 Anelond Mirama-Sale D
San Clemente, CA 60372
849-448-5623 (p)
Contact Nicole Hourian
Centact Nicole Hourian
Email: rhourian@hourianessociat Owner / Developer

# Suite 148 Irvine, CA 92618 404-305-4407 (p) · 404-684-8550 (f) Contact Don Ikeler - Don Ikeler@chic

30' MUTE

63' ROW

## Plant Legend

Cacti - Salvage Cacti - Destroy Cacti - Remain / F **0** 0 0 Tree - Salvage
Tree - Destroy
Tree - Remain / Protect in Place

# Seasonal Salvage Note

Scale: 1" = 30"

Kevin Bredde understand that winder salvage operation of Scorcan plant makes for the control manager and the control makes and the control makes for the control makes for survivable that the control makes a few control makes a few control makes a few countrol makes and the control makes and the control makes and the control makes and the control makes few products for survival makes few poor of the control make the control make the control make the control make the control makes few poor few few p

# Kerin Brenda

 No nursery needed due to lack of salvageable material. All remain in place plants will continue to be watered by their existing irrigation system.

### Approval Block

2.5 acres of area being evaluated for isable material.
11 total number of plants inventoried on site. 888 

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HEET 1 OF DRAWN: KB

Native Resources Intl. 1540 W Happy Valley Rd. Phoenix, Az. 85085 Phone (623) 869-6757 Fax (623) 869-6769

NEC of Baseline Road & 59th Avenue Phoenix, Arizona

### **EXHIBIT K**

SE

PHO-1-25--Z-14-16-8

Hearing Date: May 21, 2025

A STATE OF PROJECT NUMBER

DOCUMENT COPYRIGHTED IN 1914

1 S S U E

MANUAL TRINSCHE DESCY CROUP

PREDESSON

Unnamed

A 20 SEET NUMBER

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PREDESSON

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PREDESSON

Unnamed

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A 100G

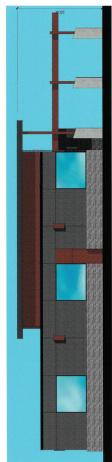
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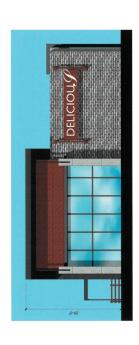
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### **EXHIBIT L**

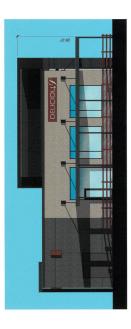
BANK ELEVATION EAST



BANK ELEVATION WEST



(5) RESTAURANT ELEVATION SOUTH



(7) RESTAURANT ELEVATION NORTH



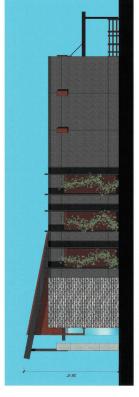
BANK ELEVATION NORTH

SMOOTH STUCCO WITH DECORATIVE REVEALS, STONE COLOR

MATERIAL LEGEND



BANK ELEVATION SOUTH



RESTAURANT ELEVATION EAST



CITY OF PHOENIX
JUN 21 2016
Planning & Development
Department

RESTAURANT ELEVATION WEST

06.16.16

DOCUMENT COPPRIENT TO BATE: May 21, 2025



2) RETAIL SMALLER EAST

RETAIL SMALLER SOUTH



RETAIL SMALLER NORTH

COTTONFIELDS PLAZA

PRELIMINARY NOT FOR CONSTRUCTION DATE: May 21, 2025

06.16.16

CITY OF PHOENIX
JUN 2: 2016
Plenning & Development
Department





06.16.16

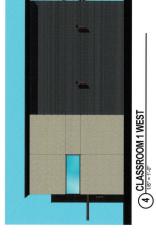
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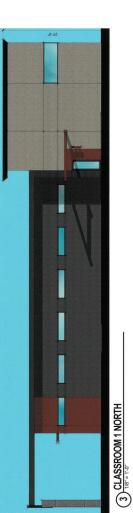
CITY OF PHOENIX
JUN 2 1 2016
Planning & Development

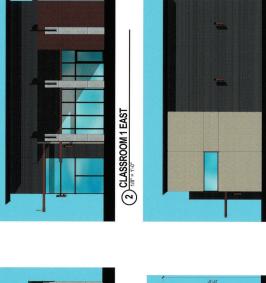
CLASSROOM 1 EAST

SMOOTH STUCCO WITH DECORATIVE REVEALS, STONE COLOR

MATERIAL LEGEND







CLASSROOM 1 SOUTH





MATERIAL LEGEND PHASE 1 CHURCH SOUTH

PHASE 1 CHURCH EAST

CITY OF PHOENIX
JUN 21 2016
Planning & Development
Department

COTTONFIELDS PLAZA

06.16.16



06.16.16 May 21, 2025

CITY OF PHOENIX JUN 21 2016 Plenning & Development Department

COTTONFIELDS PLAZA

Stipulated Elevations

SMOOTH STUCCO WITH DECORAL REVEALS, STONE COLOR

MATERIAL LEGEND

PHASE 1 CHURCH NORTH





PHASE 1 CHURCH WEST



MATERIAL LEGEND SMOOTH STUCCO WITH DECORATIVE REVEALS, STONE COLOR SMOOTH STUCCO WITH DECORATIVE REVEAS, COLOR SAND

COTTONFIELDS PLAZA

PHASE 2 CHURCH SOUTH

3 PHASE 2 CHURCH WEST

PHASE 2 CHURCH EAST

PHASE 2 CHURCH NORTH



06.16.16

CITY OF PHOENIX
JUN 2.1 2016
Planning & Development
Department

CLASSROOM 2 EAST

MATERIAL LEGEND

CLASSROOM 2 WEST

CLASSROOM 2 NORTH



CLASSROOM 2 SOUTH



06/16/16

CITY OF PHOENIX
Jun 81 2016
Plenning & Development
Department

MATERIAL LEGEND

россимент соргиненты м дел. 2025 Hearing Date: May 21, 2025

Stipulated Elevations

### **EXHIBIT M**

### Teresa R Garcia

From: Stephanie Hurd <hurdles10@gmail.com>
Sent: Wednesday, May 21, 2025 9:50 AM

To: PDD PHO

**Subject:** Today's PHO: Item#9

### **CAUTION:** This email originated outside of the City of Phoenix.

Do not click links or open attachments unless you know the sender and were expecting this email.

Report Suspicious

Sorry for the late email. I was hoping they would fully comply with our request but they said they are not able to. I would just like to have it be on record what we requested.

A minimum of 25% of uncovered employee and customer surface parking lot areas shall be shaded, as approved by the Planning and Development Department. Shade may be achieved by structures or by minimum 2-inch caliper, drought tolerant, shade trees, or a combination thereof.

Thank you,

Stephanie Hurd Laveen Village Planning Committee Chair